

# भारत का राजपत्र The Gazette of India

असाधारण

EXTRAORDINARY

भाग 2—खण्ड 2

PART II—Section 2

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं० 50

नई दिल्ली, सोमवार, नवम्बर 17, 1969/कार्तिका 26, 1891

No. 50

NEW DELHI, MONDAY, NOVEMBER 17, 1969/KARTIKA 26, 1891

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

## LOK SABHA

The following Bill was introduced in Lok Sabha on the 17th November, 1969:—

BILL No. 87 OF 1969

*A Bill further to amend the Union Duties of Excise (Distribution) Act, 1962.*

Be it enacted by Parliament in the Twentieth Year of the Republic of India as follows:—

1. This Act may be called the Union Duties of Excise (Distribution) Amendment Act, 1969. Short title.

2. In the long title of the Union Duties of Excise (Distribution) Act, 1962 (hereinafter referred to as the principal Act), for the words, figures and letters "dated the 12th day of August, 1965", the words, figures and letters "dated the 31st day of July, 1969" shall be substituted. Amendment of long title.

3. For section 2 of the principal Act, the following section shall be substituted, namely:— Substitution of new section for section 2.

'2. In this Act, the expression "distributable Union duties of excise" means twenty per cent. of the net proceeds of the duties of excise levied and collected under the Central Excises and Salt Act, Definition

1944, and of the duties of excise levied and collected under the Mineral Products (Additional Duties of Excise and Customs) Act, 1958, and includes, in respect of the financial years 1972-73 and 1973-74, twenty per cent. of the special duties of excise levied and collected under the Finance Acts of the respective years.

1 of 1944.  
27 of 1958.

Substitution of new section for section 3.

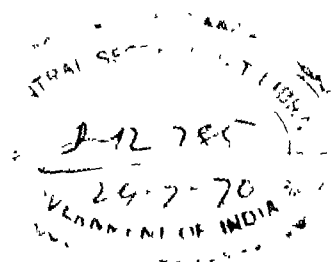
4. For section 3 of the principal Act and the provisos thereto, the following section shall be substituted, namely:—

Distribution of a part of Union duties of excise among the States.

"3. During each financial year commencing on and after the 1st day of April, 1969, there shall be paid out of the Consolidated Fund of India to each of the States specified in column 1 of the Table below such percentage of the distributable Union duties of excise as is set out against it in column 2:—

TABLE

1 State	2 Percentage
Andhra Pradesh	7.15
Assam	2.51
Bihar	13.81
Gujarat	4.17
Haryana	1.49
Jammu and Kashmir	1.12
Kerala	4.28
Madhya Pradesh	8.48
Maharashtra	7.93
Mysore	4.65
Nagaland	0.08
Orissa	4.72
Punjab	2.17
Rajasthan	5.28
Tamil Nadu	6.50
Uttar Pradesh	18.82
West Bengal	6.84.



## STATEMENT OF OBJECTS AND REASONS

At present 20 per cent. of the net proceeds of the Union duties of excise on all commodities which are subject to such duties under the Central Excises and Salt Act, 1944 and the Mineral Products (Additional Duties of Excise and Customs) Act, 1958 are distributed among the States. The Fifth Finance Commission has also recommended that 20 per cent. of the net proceeds of Union Duties of Excise on all articles levied and collected in each of the years 1969-70, 1970-71 and 1971-72 excluding special excises, regulatory duties and duties and cesses levied under special Acts and earmarked for special purposes should be distributed among the States in accordance with the percentages recommended by them. It has further recommended that during the years 1972-73 and 1973-74, besides 20 per cent. of the net proceeds of Union Duties of Excise levied and collected in those years (other than special excises, regulatory duties and earmarked duties and cesses), the net proceeds of Special Duties of Excise levied under the Finance Acts of those years should also be distributed among the States. The Bill is intended to give effect to these recommendations.

NEW DELHI;  
*The 14th October, 1969.*

P. C. SETHI.

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PRESIDENT'S RECOMMENDATION UNDER ARTICLES 117 AND 274  
OF THE CONSTITUTION OF INDIA

[Copy of letter No. F. 2(3)-FCC|69, dated the 4th November, 1969 from Shri Prakashchand B. Sethi, Minister of State in the Ministry of Finance to the Secretary, Lok Sabha.]

The President having been informed of the subject matter of the proposed Bill to further amend the Union Duties of Excise (Distribution) Act, 1962, in pursuance of the principles of distribution formulated and the recommendations made by the Finance Commission in its Final Report dated the 31st day of July, 1969, recommends under article 117(1) and (3) of the Constitution of India read with article 274(1) thereof, the introduction of the Union Duties of Excise (Distribution) Amendment Bill, 1969, in the Lok Sabha and also the consideration of the Bill.

## FINANCIAL MEMORANDUM

Clause 4 of the Bill provides for payment of a part of the net proceeds of the Union Excise Duties to the States. At the current rates of duties and on the basis of the estimated receipts the Bill will involve the payment from the Consolidated Fund of India to the States of a sum of about Rs. 1570 crores in the five years 1969-70 to 1973-74 representing an increase of about Rs. 45 crores over the amount which the States would have been entitled under the present sharing arrangements. The payments to the States during current financial year are estimated at Rs. 265.96 crores.

The Bill does not involve any non-recurring expenditure.

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S. L. SHAKDHER,  
*Secretary.*